

LEAF FUNDING, INC.,	:	
	:	
Plaintiff,	:	
	:	
v.	:	CIVIL ACTION NO. : <u>3:06-CV-00938</u>
	:	Judge Echols
EMANUELE BUTERA d/b/a	:	
WHATINUSA.COM LLC, d/b/a	:	
B-FLATS DUELING PIANO BAR OF	:	
COOL SPRINGS, LLC, d/b/a	:	
AMERICAN CLUB SYSTEMS, INC. d/b/a	:	
FITNESS EXPRESS MGT	:	
OF NASHVILLE LLC, d/b/a	:	
FITNESS EXPRESS - MGT CORPORATION,	:	
d/b/a WORLD GYM, d/b/a	:	
BAHAMA MAMMA'S OF	:	
COOL SPRINGS, LLC	:	
JENNIFER BUTERA,	:	
DIRK W. PARKINSON,	:	
BRIAN K. BALL,	:	
TOTAL FITNESS SYSTEMS, LLC,	:	
FITNESS EXPRESS LLC, of MOUNT JULIET	:	
d/b/a WORLD GYM of MOUNT JULIET,	:	
FITNESS EXPRESS, LLC of SPRING HILL,	:	
d/b/a WORLD GYM of SPRING HILL,	:	
FITNESS EXPRESS of SMYRNA, LLC	:	
d/b/a WORLD GYM OF SMYRNA,	:	
FITNESS EXPRESS, LLC of GALLATIN	:	
d/b/a WORLD GYM OF GALLATIN,	:	
FITNESS EXPRESS, LLC	:	
d/b/a WORLD GYM OF COOL SPRINGS,	:	
FITNESS EXPRESS OF	:	
CHATTANOOGA LLC, d/b/a	:	
WORLD GYM OF CHATTANOOGA I,	:	
BAHAMA MAMMA'S OF	:	
SPRING HILL, LLC, FITNESS EXPRESS	:	
OF JENKINS ROAD, LLC, d/b/a	:	
WORLD GYM CHATTANOOGA II, and	:	
LEAR FITNESS LLC,	:	
	:	
Defendants.	:	

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UPON, Plaintiff's *Motion to Modify Preliminary Injunction Order*, after notice and opportunity for hearing, and this Court having found sufficient cause for the granting hereof, it is hereby

ORDERED, that the Preliminary Injunction Order is hereby modified to authorize the Plaintiff to withdraw Bond Number 7585934 in the amount of \$400,000.00, posted on October 12, 2006 for securing the issuance of Temporary Restraining Order (hereinafter "Bond") and it is further

ORDERED, that Leaf Funding, Inc., as principal and Fidelity & Deposit Company of Maryland as surety are hereby released and discharged from all obligations arising from and related to the Bond.

SO ORDERED this 13th day of March, 2008

A handwritten signature in black ink, appearing to read "Robert A. Hinkle", is written over a horizontal line.

JUDGE, UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE